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EXTRAORDINARY

PART II—Section 3—Sub-section (i)
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MINISTRY OF FOOD AND AGRICULTURE**(Department of Food)****ORDERS***New Delhi, the 1st November 1958*

G.S.R. 1049.—In exercise of the powers conferred by clause (c) of sub-section (2) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following further amendments in the Order published with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. S.R.O. 4153-A dated the 28th December, 1957, namely:—

In the said Order,—

- (1) in item 3 of the Schedule, after the entries relating to “Mongra”, the following shall be inserted respectively in columns (1) and (2), namely:—

(1)	(2)
	Rs.
“Total	12.25”;

- (2) after Appendix VI the following Appendix shall be added, namely:—

“APPENDIX VII**Toto Rice**

Sl. No.	Admixture or Impurities	Tolerance limit per cent	Rate at which cuts shall be imposed for impurities or admixture exceeding the limit specified in column 2.
1	2	3	4
1	Full and $\frac{3}{4}$ ths to full grains.	7	Below 7% at half value.
2	$\frac{1}{4}$ th to below $\frac{3}{4}$ ths	7.8	“
3	Below $\frac{1}{4}$ th	15	Over 15 per cent at $\frac{1}{4}$ th value.
4	Dirt, rice powder, ‘Nakoo’ etc.	3	Over 2% at full value.
5	Damaged, shrivelled, weevilled, half hulled discoloured and chalky grains.	6	Over 6% at half value.
6	Red grains	15	Over 15% at $\frac{1}{4}$ th value.
7	Moisture	13.5	Over 13.5 per cent to 14.5 per cent at full value. Over 14.5 per cent at double value.

NOTE:—The grain which is red up to $\frac{1}{4}$ th shall not be treated as red grain.”

[No. 201(40)/58-PY.II.]

G.S.R. 1050.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the West Bengal Wheat (Export Control) Order, 1958.

- (2) It extends to the whole of the State of West Bengal.
- (3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

- (a) "export" means to take or cause to be taken from any place within the State of West Bengal to any place outside the said State;
- (b) "State Government" means the Government of the State of West Bengal;
- (c) "wheat products" includes maida, wholemeal atta, resultant atta, suji and rawa, but does not include bran.

3. Restrictions on the export of wheat and its products.—No person shall export or attempt to export or abet the export of wheat or wheat products except under and in accordance with a permit issued by the State Government or by any officer authorized by the State Government in this behalf:

Provided that nothing contained herein shall apply to the export of wheat or wheat products—

- (i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage; or
- (ii) on Government account; or
- (iii) under and in accordance with Military Credit Notes.

4. Effect of the Order.—The provisions of this Order shall be in addition to and not in derogation of the provisions of the Calcutta Wheat (Movement Control) Order, 1958.

5. Powers of entry, search, seizure, etc.—(1) Any Police Officer not below the rank of Assistant Sub-Inspector and any other person authorized in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with,—

- (i) stop and search, or authorize any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for the export of wheat or wheat products;
- (ii) enter and search and authorize any person to enter and search any place;
- (iii) seize or authorize the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found or the animals, vehicles, vessels, boats or other conveyances used in carrying such article and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or other conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898), relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

[No. 204(79)/58-PY.II.]

G.S.R. 1051.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Imported Foodgrains (Prohibition of Unauthorized Sale) Order, 1958.

- (2) It extends to the whole of India except the State of Jammu and Kashmir.

2. Definitions.—In this Order unless the context otherwise requires,—

- (a) “authorized dealer” means a dealer authorized by the Central Government or a State Government or by a duly authorized officer of the Central Government or the State Government, to run a fair price shop or ration shop at which imported foodgrains are or may be sold;
- (b) “imported foodgrains” means foodgrains imported from outside India by the Central Government and supplied by that Government, either directly or through a State Government, to authorized dealers for sale to the public;
- (c) “State” includes a Union territory and “State Government” in the case of a Union territory means the Administrator of the Union territory.

3. Prohibition of unauthorised sale of imported foodgrains.—No person other than an authorized dealer shall sell, or store or offer for sale, imported foodgrains in any quantity, either split or unsplit or mixed with other grains.

4. Saving.—Nothing in this Order shall apply to—

- (i) the sale or storage for sale of imported foodgrains on Government account; or
- (ii) the re-sale by a person of imported foodgrains sold by the Central Government or a State Government by auction or by tender; or
- (iii) the sale by a wholesale dealer authorized by the Central Government or a State Government to an authorized dealer.

5. Powers of entry, search, seizure, etc.—(1) Any person authorized by the State Government or the Central Government in this behalf may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with,—

- (i) stop and search or authorize any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for movement of imported foodgrains for sale or storage for sale;
 - (ii) enter and search and authorize any person to enter and search any place;
 - (iii) seize or authorize the seizure of any imported foodgrains in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened along with the packages, coverings or receptacles in which the imported foodgrains are found or the animals, vehicles, vessels or conveyances used in carrying the imported foodgrains and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels or conveyances so seized in a court and for their safe custody pending such production.
- (2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

[No. 201(37)/58-PY.II.]

B. P. BAGCHI, Jt. Secy.

